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State Engineer

State of Utah DEPARTMENT OF NATURAL RESOURCES DIVISION OF WATER RIGHTS

1594 West North Temple, Suite 220 Box 146300 Salt Lake City, Utah 84114-6300 801-538-7240 801-538-7467 (Fax)

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

RE:	Illegal use of water in excess of right)	ORDER OF THE
	Ralph and June Pearson)	STATE ENGINEER
	Water Right No(s). 71-544, 71-545,)	
	71-562)	

According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71-544, 71-545, 71-562 allows the irrigation of 106.98 acres and the watering of 400 head of livestock with limitation on annual use of 427.92 acre feet of water. A comparison of aerial photography taken in mid-June 1997 with the updated water rights map shows that you are irrigating 8.4 acres more than allowed by Water Right No(s). 71-544, 71-545,71-562. The attached map shows the location of the illegally irrigated land.

NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-544, 71-545,71-562.

If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 14th day of October, 1997

Robert L. Morgan, P.E.

State Engineer

cc:

Kerry Carpenter

LaVar Davis

Enclosure

